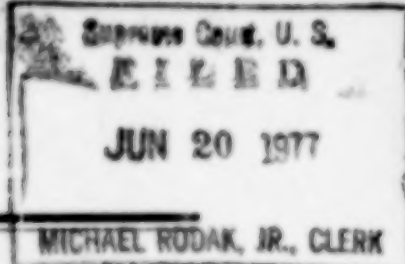


No. 76-1449



In the Supreme Court of the United States

OCTOBER TERM, 1976

OZORA E. SALMON, PETITIONER

v.

DISTRICT OF COLUMBIA REDEVELOPMENT LAND AGENCY

*ON PETITION FOR A WRIT OF CERTIORARI TO
THE UNITED STATES COURT OF APPEALS FOR
THE DISTRICT OF COLUMBIA CIRCUIT*

**MEMORANDUM FOR THE DISTRICT OF
COLUMBIA REDEVELOPMENT LAND AGENCY
IN OPPOSITION**

WADE H. MCCREE, JR.,
*Solicitor General,
Department of Justice,
Washington, D.C. 20530.*

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The petition for a writ of certiorari was not timely filed. The judgment of the court of appeals in this civil suit was entered on November 10, 1976 (Pet. App. 16a-17a). The 90-day period provided by 28 U.S.C. 2101(c) for petitioning in civil cases expired on February 8, 1977. The time for filing a petition for certiorari was not extended, and the petition was not filed until April 20, 1977.

The time limit specified by 28 U.S.C. 2101(c) is jurisdictional. *Toledo Scale Co. v. Computing Scale Co.*, 261 U.S. 399, 418. Accordingly, the petition for a writ of certiorari should be denied.

Respectfully submitted.

WADE H. MCCREE, JR.,
Solicitor General.

JUNE 1977.

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